

3

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

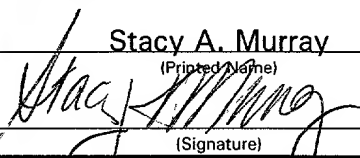
Applicant: Fahy, Gregory M.

Title: **Advantageous Carrier Solution for  
Vitrifiable Concentrations of  
Cryprotectants, and Compatible  
Cryprrtotectant Mixtures**

Appl. No.: 09/916,396

Patent Type: Utility Patent

Correspondence Jay P. Hendrickson  
Address: FOLEY & LARDNER  
One Maritime Plaza, Sixth Floor  
San Francisco, California 94111-3404

<b>CERTIFICATE OF EXPRESS MAILING</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents. BOX MISSING PARTS, Arlington, VA 22202.	
EF237626646US	12/4/01
(Express Mail Label Number)	(Date of Deposit)
Stacy A. Murray	
(Printed Name)	
	
(Signature)	

This Declaration and Power of Attorney is submitted under 37 C.F.R. § 1.63.

**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I HEREBY DECLARE:

THAT my residence, post office address, and citizenship are as stated below next to my name;

THAT I believe I am an original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

**Advantageous Carrier Solution for Vitrifiable Concentrations of Cryprotectants,  
and Compatible Cryoprrotectant Mixtures**

the specification of which (check one)

☐ Is attached hereto.

☒ Was filed on 07/27/2001 as United States Application Number 09/916,396.

THAT I do not know and do not believe that the same invention was ever known or used by others in the United States of America, or was patented or described in any printed publication in any country, before I invented it;

THAT I do not know and do not believe that the same invention was patented or described in any printed publication in any country, or in public use or on sale in the United States of America, for more than one year prior to the filing date of this United States application;

THAT I do not know and do not believe that the same invention was first patented or made the subject of an inventor's certificate that issued in any country foreign to the United States of America before the filing date of this United States application if the foreign application was filed by us, or by our legal representatives or assigns, more than twelve months (six months for design patents) prior to the filing date of this United States application;

THAT I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above;

THAT I believe that the above-identified specification contains a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the invention, and sets forth the best mode contemplated by me of carrying out the invention; and

THAT I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

THAT I hereby claim the benefit under Title 35, United States Code, § 120 of any United States applications listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

I HEREBY APPOINT the following registered attorneys and agents of the law firm of FOLEY & LARDNER:

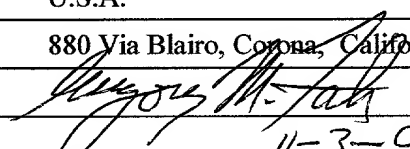
to have full power to prosecute this application and any continuations, divisions, reissues, and reexaminations thereof, to receive the patent, and to transact all business in the United States Patent and Trademark Office connected therewith.

I request that all correspondence be directed to:

Jay P. Hendrickson  
 FOLEY & LARDNER  
 One Maritime Plaza, Sixth Floor  
 San Francisco, California 94111-3404  
 Telephone: (415) 438-6454  
 Facsimile: (415) 434-4507

I UNDERSTAND AND AGREE THAT the foregoing attorneys and agents appointed by me to prosecute this application do not personally represent me or my legal interests.

I FURTHER DECLARE THAT all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name of inventor	Gregory M. Fahy, Ph.D.
Residence	Corona, California
Citizenship	U.S.A.
Post Office Address	880 Via Blairo, Corona, California 92879
Inventor's signature	
Date	11-3-01



03C0

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Fahy et al. )  
 )  
 App. No. : 09/916,396 )  
 )  
 Filed : July 27, 2001 )  
 )  
 For : AN ADVANTAGEOUS CARRIER )  
 SOLUTION FOR VITRIFIABLE )  
 CONCENTRATION OF )  
 CRYOPROTECTANTS, AND )  
 COMPATIBLE CRYOPROTECTANT )  
 MIXTURES )  
 )  
 Examiner : Unknown )

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on

October 11, 2001  
 (Date)

Jennifer A. Haynes, Ph.D., Reg. No. P-48,888

REVOCATION OF POWER OF ATTORNEY

Assistant Commissioner for Patents  
 Washington, D.C. 20231

Dear Sir:

The undersigned hereby revokes any previous powers of attorney in the subject application, namely that of Knobbe, Martens, Olson & Bear, LLP, including all of the individual members of the firm, 620 Newport Center Drive, Sixteenth Floor, Newport Beach, California 92660, and requests that all future communications with respect thereto from the Patent and Trademark Office be forwarded to Jay P. Hendrickson, Esq., located at Foley & Lardner, One Maritime Plaza, Sixth Floor, San Francisco, CA 94111-3404.

Dated: 10/9/01

By: [Signature]  
 Harvey Horswell  
 Chief Operating Officer

FOOTNOTES